

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MAX BIRMINGHAM,

Plaintiff,

Hon. Janet T. Neff

v.

Case No. 1:20-cv-00329-JTN-PJG

DANA NESSEL,

Defendant.

ORDER

This matter is before the Court on Plaintiff's Motions for Leave to File Amended Complaint. (ECF No. 6 and 10). Plaintiff requests leave to amend under circumstances where leave of Court is not required. *See* Fed. R. Civ. P. 15(a)(1). The Court being fully advised in the premises, Plaintiff's Motion for Leave to File Amended Complaint, (ECF No. 6), is **DENIED as moot**. Plaintiff's Motion to File Amended Complaint, (ECF No. 10), is **GRANTED**. The Clerk shall, therefore, accept for filing Plaintiff's First Amended Complaint, (ECF No. 11, PageID.80-96), which shall constitute as the operative pleading moving forward.

IT IS SO ORDERED.

Dated: June 2, 2020

/s/ Phillip J. Green

PHILLIP J. GREEN
United States Magistrate Judge